

**GARDNER CARTON & DOUGLAS LLP**

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**FROM:** Barry W. Sufrin

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**TOTAL NUMBER OF PAGES INCLUDING COVER SHEET** 05

**MESSAGE:** In re Application of Callinan et al.  
Application No. 09/428,508  
Filed: October 27, 1999  
For: RETAINING WALL SYSTEM

Please see Communication attached.

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PATENT  
New Attorney Docket No. 70321-0005US  
Former Docket No. 1423-9

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Callinan et al.

Application No. 09/428,508

Filed: October 27, 1999

For: RETAINING WALL SYSTEM

Art Unit: 3673

Examiner: Lagman, Frederick Lyndon

COMMUNICATION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

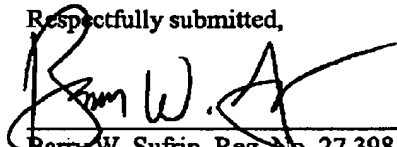
VIA FACSIMILE

Dear Sir or Madam:

Please find enclosed an executed Power of Attorney to Prosecute Applications Before the USPTO (PTO/SB/80) and a Statement Under 37 CFR 3.73 (b) (PTO/SB/96) in connection with the above-identified application.

Accordingly, please recognize Gardner Carton & Douglas LLP as Attorneys of record in this case (Customer Number: 08968) and direct all correspondence to the undersigned.

Respectfully submitted,

  
Barry W. Sufrin, Reg. No. 27,398  
GARDNER CARTON & DOUGLAS LLP  
191N. Wacker Drive, Suite 3700  
Chicago, Illinois 60606-1698  
Telephone: (312) 569-1000  
Facsimile: (312) 569-3000


Date: March 23, 2005

In re Appln. of Callinan et al.  
Application No. 09/428,508

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this COMMUNICATION (along with any documents referred to as being attached or enclosed) is being transmitted by facsimile to the United States Patent and Trademark Office (Fax No. 703-872-9306) on the date indicated.

Date: March 23, 2005

  
Mark J. Sweetin

CH01/12415737.1

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**POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO**PTO/SB/80 (11-04)  
Approved for use through 11/30/2005. OMB 0851-0035  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Client No.: 070321

The Assignee hereby revokes all previous powers of attorney given in the application identified in the attached statement under 37 CFR 3.73(b).

The Assignee hereby appoints



Gardner Carton &amp; Douglas LLP, Customer Number:

08968

as attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection with any and all patent applications assigned only to the undersigned according to the USPTO assignment records or assignment documents attached to this form in accordance with 37 CFR 3.73(b).

Please change the correspondence address for the application identified in the attached statement under 37 CFR 3.73(b) to:



The address with the Customer Number:

08968

OR


<input type="checkbox"/> Firm or Individual Name			
Address			
City	State	Zip	
Country			
Telephone	Fax		

**Assignee Name and Address:**ECOFLEX AUSTRALIA PTY LIMITED  
41-45 Newcomen Street  
Newcastle, New South Wales 2300  
AUSTRALIA

A copy of this form, together with a statement under 37 CFR 3.73(b) (Form PTO/SB/80 or equivalent) is required to be filed in each application in which this form is used. The statement under 37 CFR 3.73(b) may be completed by one of the practitioners appointed in this form if the appointed practitioner is authorized to act on behalf of the assignee, and must identify the application in which this Power of Attorney is to be filed.

**SIGNATURE of Assignee of Record**

The individual whose signature and title is supplied below is authorized to act on behalf of the assignee

Signature		Date	11/3/2005
Name	Gary Kevin Callinan	Telephone	02 49400178
Title	CEO		

This collection of information is required by 37 CFR 1.31, 1.32 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 36 U.S.C. 122 and 37 CFR 1.11 and 1.14. SEND TO: Commissioner for Patents, P.O. Box 1460, Alexandria, VA 22313-1458.

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**STATEMENT UNDER 37 CFR 3.73(b)**PTO/SB/96 (09-04)  
Approved for use through 07/31/2008. OMB 0651-0031  
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Former Docket No. 1423-9

New Attorney Docket No. 70321-0005US

Applicant: Callinan et al.Application No. 09/428,508Filed: October 27, 1999Title: RETAINING WALL SYSTEMECOFLEX AUSTRALIA PTY LIMITED,  
(Name of Assignee)a \_\_\_\_\_  
(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.  
The extent (by percentage) of its ownership interest is \_\_\_\_\_%

In the patent application/patent identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 010772, Frame 0195, ☐ or for which a copy is attached.

OR

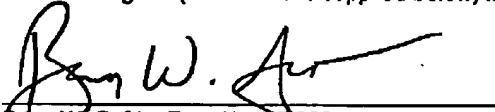
B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, ☐ or for which a copy thereof is attached.
2. From: \_\_\_\_\_ To: \_\_\_\_\_  
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- ☐ Additional documents in the chain of title are listed on a supplemental sheet.
- ☐ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08].

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Barry W. Sufrin, Reg. No. 273998  
One of the Attorneys for the Applicant(s)  
Gardner Carton & Douglas LLP  
191 N. Wacker Drive, Suite 3700  
Chicago, Illinois 60606-1698  
Telephone: (312) 569-1489  
Facsimile: (312) 569-3489March 23, 2005  
Date

Customer No.:

08968

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (any by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

CH02/ 22368252.1